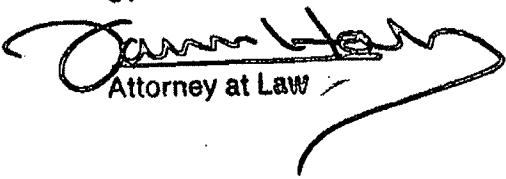


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1 waited for defendant's employees to move him from his seat to an aisle chair, and then
2 to his waiting wheelchair. Two Frontier Air Lines, Inc. employees, acting in the course
3 and scope of their employment, came to move plaintiff Poor but they lifted his torso
4 without properly lifting his legs, wrenching his shoulders and causing plaintiff to suffer
5 the injuries and damages described below.

6 3.
7

8 The defendant acted unreasonably and/or negligently in one or more of the
9 following particulars:

- 10 (a) In failing to execute a proper lift and transfer, placing undue force on
11 plaintiff's shoulders and upper body without properly lifting his legs,
12 when the defendant knew or should have known that tetraplegic
13 passengers such as plaintiff needed specialized assistance getting off
14 of defendant's plane; and
15 (b) In failing to adequately train the personnel it employed to lift plaintiff,
16 when the defendant knew or should have known of the risk of harm
17 posed to tetraplegic passengers such as plaintiff during the seat
transfer lift.

18 4.
19

20 As a result of the negligent acts and omissions of the defendant plaintiff
21 Riley Poor suffered chronic bilateral shoulder strains. Plaintiff has suffered pain,
22 frustration, disruption of his work schedule and his normal activities, and his injuries are
23 permanent and progressive, threatening his ability to continue using a manual
24 wheelchair with power assisted wheels, all to his non-economic damages, in the sum of
\$325,000.00.

25 5.
26

27 In an effort to treat his injuries, plaintiff Riley Poor incurred physician,
28 hospital, physical therapy, and related bills in the approximate sum to date of \$7500.00,
the exact amount to be proven at trial.

SECOND CLAIM FOR RELIEF

[PREMISES LIABILITY]

6.

Plaintiff refers to paragraphs 1 through 5 above, inclusive, and by this reference incorporates them herein as though set forth in full.

7.

Defendant Frontier Air Lines, Inc. was the occupier and owner of the plane on which plaintiff flew, and defendant Frontier Air Lines, Inc. invited business customers such as plaintiff Riley Poor onto the plane for business purposes.

8

Responding to that invitation, plaintiff Riley Poor flew on defendant's plane on or about November 27, 2010, and as a customer was a business invitee.

9

Defendant Frontier Air Lines, Inc. acted unreasonably and/or negligently in one or more of the following particulars:

(a) In failing to execute a proper lift and transfer, placing undue force on plaintiff's shoulders and upper body without properly lifting his legs, when the defendant knew or should have known that tetraplegic passengers such as plaintiff needed specialized assistance getting off of defendant's plane; and

(b) In failing to adequately train the personnel it employed to lift plaintiff, when the defendant knew or should have known of the risk of harm posed to tetraplegic passengers such as plaintiff during the seat transfer lift.

10.

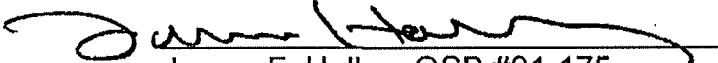
As a result of the negligent and or unreasonable acts of defendant Frontier Airlines, Inc. plaintiff Riley Poor suffered the injuries and damages set forth in paragraphs 4 and 5 above.

1 WHEREFORE, plaintiff prays for judgment against defendant Frontier Air
2 Lines, Inc. on both claims for relief:

- 3 1. For \$325,000.00 in non-economic damages, and \$7500.00 in
4 economic damages;
5 2. For costs and disbursements incurred herein; and
6 3. For such other relief as the court deems appropriate in the
7 circumstances.

8 DATE: Nov. 21, 2012

9 JAMES F. HALLEY, P.C.

10 
11 James F. Halley, OSB #91-175
12 Trial Attorney for Plaintiff Riley Poor